

LEGISLATIVE SUMMARY SHEET

Tracking No. 0283-18

DATE: August 21, 2018

TITLE OF RESOLUTION: AN ACTION RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE AND NAABIK'ÍYÁTI' COMMITTEE; SUPPORTING NEW MEXICO SENATE BILL 105 TITLED "AN ACT MAKING AN APPROPRIATION FOR A NAVAJO CODE TALKERS MUSEUM AND VETERANS CENTER"

PURPOSE: If approved, this resolution will support New Mexico S.B. 105 titled "An Act Making an Appropriation for a Navajo Code Talkers Museum and Veterans Center".

This written summary does not address recommended amendments as may be provided by the standing committees. The Office of Legislative Counsel requests each Council Delegate to review each proposed resolution in detail.

5-DAY BILL HOLD PERIOD: SNATCH
Website Posting Time/Date: 8/21/2018 5:09pm
Posting End Date: 8/26/2018
Eligible for Action: 8/27/2018

PROPOSED STANDING COMMITTEE RESOLUTION
23rd NAVAJO NATION COUNCIL—FOURTH YEAR, 2018

INTRODUCED BY

Primary Sponsor

TRACKING NO. 0283-18

AN ACTION

RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES
COMMITTEE AND NAABIK'ÍYÁTI' COMMITTEE; SUPPORTING NEW
MEXICO SENATE BILL 105 TITLED "AN ACT MAKING AN
APPROPRIATION FOR A NAVAJO CODE TALKERS MUSEUM AND
VETERANS CENTER"

WHEREAS:

- A. The Health, Education and Human Services Committee ("HEHSC") is a standing committee of the Navajo Nation Council. The committee is empowered to review and recommend resolutions regarding certain matters, including health, education, social services, veterans and veteran affairs. 2 N.N.C. §§ 164 (A)(9), 400 (A), 401 (B)(6)(a) (2012); *See also* C0-45-12.
- B. The Navajo Nation established the Naabik'iyáti' Committee as a Navajo Nation Council standing committee and as such empowered Naabik'iyáti' Committee to assist and coordinate all requests for information, appearances and testimony relating to state legislation impacting the Navajo Nation. 2 N.N.C. §§ 164 (A)(9), 700 (A), 701 (A)(4), 701(A)(6) (2015); *See also* CO-45-12.
- C. The Navajo Nation has a government-to-government relationship with the State of New Mexico.

1 D. On January 24, 2018, New Mexico State Senator John Pinto introduced S.B. 105
2 titled "An Act Making an Appropriation for a Navajo Code Talkers Museum and
3 Veterans Center" and is attached hereto as **Exhibit A**.

4 E. The Navajo Nation supports S.B. 105 "An Act Making an Appropriation for a Navajo
5 Code Talkers Museum and Veterans Center" for the following reasons:

6 1. The Act will appropriate one million dollars from the New Mexico General
7 Fund to the Indian Affairs Department for expenditure in fiscal year 2019 for the
8 design and construction of a Navajo Code Talkers museum and veterans center to
9 be located in McKinley County, New Mexico.

10 F. The proposed Navajo Code Talkers museum and veterans center will be funded by
11 additional funding sources including but not limited to the Navajo Code Talkers
12 Foundation. *See Exhibit B*.

13
14 **THEREFORE, BE IT RESOLVED:**

15 A. The Navajo Nation hereby supports New Mexico S.B. 105 "An Act Making an
16 Appropriation for a Navajo Code Talkers Museum and Veterans Center" for the
17 reasons stated herein.

18 B. The Navajo Nation hereby authorizes the President of the Navajo Nation and the
19 Speaker of the Navajo Nation Council, and their designees, to advocate the Navajo
20 Nation's support of New Mexico S.B. 105 "An Act Making an Appropriation for a
21 Navajo Code Talkers Museum and Veterans Center".



SENATE BILL 105

53RD LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2018

INTRODUCED BY

John Pinto

FOR THE INDIAN AFFAIRS COMMITTEE

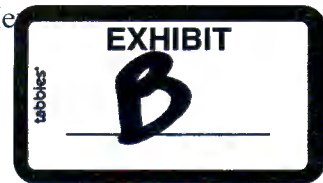
AN ACT

MAKING AN APPROPRIATION FOR A NAVAJO CODE TALKERS MUSEUM AND
VETERANS CENTER.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. APPROPRIATION.--One million dollars
(\$1,000,000) is appropriated from the general fund to the
Indian affairs department for expenditure in fiscal year 2019
to design and construct a Navajo code talkers museum and
veterans center located in McKinley county. Any unexpended or
unencumbered balance remaining at the end of fiscal year 2019
shall revert to the general fund.
.209114.1

underscored material = new
[bracketed material] = delete



SANTA FE NEW MEXICAN

http://www.santafenewmexican.com/news/legislature/bill-to-fund-new-code-talkers-museum-passes-senate-committee/article_6bc33aad-0c13-56a0-a6b1-26618d5b090a.html

Bill to fund new Code Talkers museum passes Senate committee

By Robert Nott | The New Mexican Jan 30, 2018 Updated Jan 31, 2018



State Sen. John Pinto, one of the few living Navajo Code Talkers who served in World War II, has introduced a n allocate \$1 million for the construction of a museum and veterans center to honor the Code Talkers. Pinto is sho speaking with Kaitlyn Gibson of the American Cancer Society. Jason Stilgebouer/The New Mexican

He then recounted how Navajos were recruited to join the Marines as a special unit of Code Talkers who would use their native language to confuse the enemy's cryptography experts.

The Navajo Diné language, which few non-Navajos understood, was unwritten. Code strategists devised a 200-plus word code from it.

Many Code Talkers, who also took part in combat missions, died overseas and are buried far from their native land, Pinto said.

Still, building a museum in honor of Code Talkers would not be easy.

The Legislative Finance Committee's fiscal analysis of the bill says the Indian Affairs Department has concerns about the costs for design and construction, which could in turn limit money for operations and programming. The Indian Affairs Department said other funding "would be necessary for the continued operation of the project."

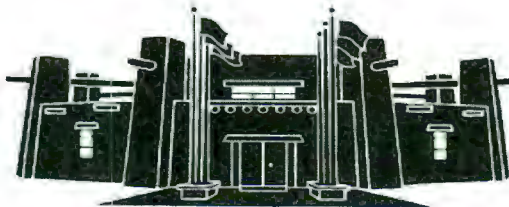
But the \$1 million that New Mexico would invest in the planned museum is just one source of funding, said Mark Freeland, a spokesman for the Navajo Nation. He said the nonprofit Navajo Code Talkers Foundation is also raising money for the project.

The 140-acre property designated for the museum was donated to the Navajo Code Talkers Foundation by the Chevron Mining company, Freeland told the committee.

Many who attended the hearing spoke in favor of Pinto's proposal.

Carmen Moffett of Gallup told the committee that her father, Newton Moffett, served with the Army during World War II. She said opening the museum "would be a historic moment."

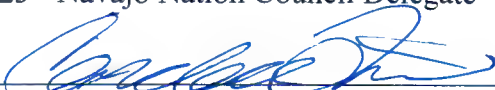
"I would like, in my lifetime, to see something like this happen," she said. "If not, then in the lifetime of my son."



MEMORANDUM

TO: Honorable Jonathan Hale
23rd Navajo Nation Council Delegate

FROM:


Candace French, Attorney
Office of Legislative Counsel

DATE: August 21, 2018

RE: AN ACTION RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE AND NAABIK'ÍYÁTI' COMMITTEE; SUPPORTING NEW MEXICO SENATE BILL 105 TITLED "AN ACT MAKING AN APPROPRIATION FOR A NAVAJO CODE TALKERS MUSEUM AND VETERANS CENTER

Per your request, attached is the above-reference proposed resolution and associated legislative summary sheet. Based on existing law, the resolution drafted is legally sufficient. However, as with all legislation, the proposed resolution is subject to review by the courts in the event of a challenge.

The Office of Legislative Counsel recommends the appropriate standing committee(s) reviews based on the standing committees powers outlined in 2 N.N.C. §§ 301, 401, 501, 601, and 701. Nevertheless, "the Speaker of the Navajo Nation Council shall introduce [the proposed resolution] into the legislative process by assigning it to the respective oversight committee(s) of the Navajo Nation Council having authority over the matters for proper consideration. 2 N.N.C. § 164(A)(5).

Please review the proposed resolution to ensure it is drafted to your satisfaction. If you approve, please sign as "Primary Sponsor" and submit it to the Office of Legislative Services where the proposed resolution will be given a tracking number and referred to the Office of the Speaker. If the proposed legislation is unacceptable to you, please contact me at the Office of Legislative Counsel and advise me of the changes you would like to make to the proposed resolution.

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0283-18_____ SPONSOR: Jonathan Hale

TITLE: An Action Relating to Health, Education and Human Services Committee and Naabik'iyati' Committee; Supporting New Mexico Senate Bill 105 Titled "An Act making an appropriation for a Navajo Code Talkers Museum and Veterans Center"

Date posted: August 21, 2018 at 5:09pm

Digital comments may be e-mailed to comments@navajo-nsn.gov

Written comments may be mailed to:

**Executive Director
Office of Legislative Services
P.O. Box 3390
Window Rock, AZ 86515
(928) 871-7590**

Comments may be made in the form of chapter resolutions, letters, position papers, etc. Please include your name, position title, address for written comments; a valid e-mail address is required. Anonymous comments will not be included in the Legislation packet.

Please note: This digital copy is being provided for the benefit of the Navajo Nation chapters and public use. Any political use is prohibited. All written comments received become the property of the Navajo Nation and will be forwarded to the assigned Navajo Nation Council standing committee(s) and/or the Navajo Nation Council for review. Any tampering with public records are punishable by Navajo Nation law pursuant to 17 N.N.C. §374 *et. seq.*

**THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW SUMMARY**

LEGISLATION NO.: 0283-18

SPONSOR: Honorable Jonathan L. Hale

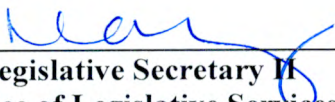
TITLE: An Action Relating To Health, Education and Human Services Committee and Naabik'iyati' Committee; Supporting New Mexico Senate Bill 105 Titled "An Act making an appropriation for a Navajo Code Talkers Museum and Veterans Center"

Posted: August 21, 2018 at 5:09pm

5 DAY Comment Period Ended: August 26, 2018

Digital Comments received:

Comments Supporting	<i>None</i>
Comments Opposing	<i>None</i>
Inconclusive Comments	<i>None</i>



**Legislative Secretary II
Office of Legislative Services**

8/27/2018 8:12am

Date/Time

Committee Report

THE HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE OF THE NAVAJO
NATION COUNCIL to whom has been assigned;

LEGISLATION NO. 0283-18

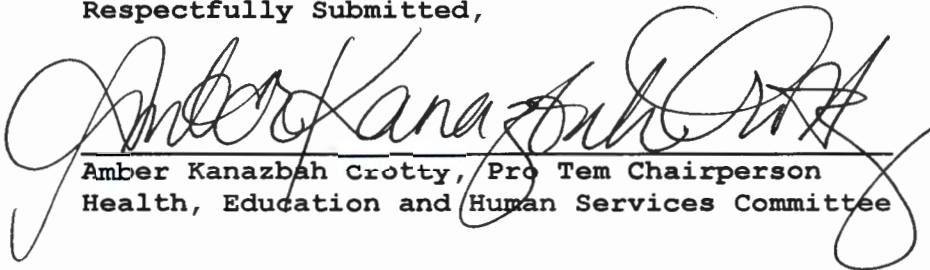
AN ACTION RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE AND
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"AN ACT MAKING AN APPROPRIATION FOR A NAVAJO CODE TALKERS MUSEUM AND
VETERANS CENTER"

(Note: Eligible For Committee Action August 27, 2018)

Sponsor: Honorable Jonathan L. Hale

Has had under consideration and report the same with the recommendation
that Legislation 0283-18 PASS with no Amendment and no Directive; and
therefore referred the same to the NAABIK' IYATI' COMMITTEE OF THE NAVAJO
NATION COUNCIL

Respectfully Submitted,



Amber Kanazbah Crotty, Pro Tem Chairperson
Health, Education and Human Services Committee

August 27, 2018 - Main Motion

Motion by: Honorable Nathaniel Brown

Seconded by: Honorable Nelson BeGaye

Vote: 3 in favor; 0 Opposed; Pro Tem Chairperson Not Voting

Yeas: Nathaniel Brown; Nelson BeGaye; Jonathan L. Hale

Nays: None

Absent (excused): Steven Begay; Norman M. Begay

HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE
Regular Meeting
August 27, 2018

ROLL CALL
VOTE TALLY SHEET

Legislation 0283-18 An Action Relating To Health, Education And Human Services Committee And Naabik'iyati' Committee; Supporting New Mexico Senate Bill 105 Titled "An Act Making An Appropriation For A Navajo Code Talkers Museum And Veterans Center"

(Note: Eligible for Committee Action August 27, 2018)

Sponsor: Honorable Jonathan L. Hale

August 27, 2018 - Main Motion

Motion by: Honorable Nathaniel Brown

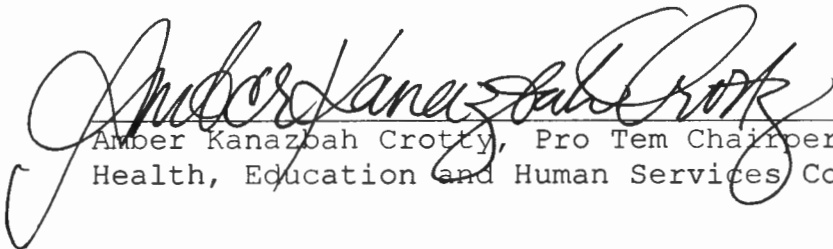
Seconded by: Honorable Nelson BeGaye

Vote: 3 in favor; 0 Opposed; Pro Tem Chairperson Not Voting

Yeas: Nathaniel Brown; Nelson BeGaye; Jonathan L. Hale

Nays: None

Absent (excused): Steven Begay; Norman M. Begay


Amber Kanazbah Crotty, Pro Tem Chairperson
Health, Education and Human Services Committee


Beverly Martinez, Legislative Advisor
Health, Education and Human Services Committee